IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 1010 (M/B) 2003

Aaditya Enggcon Pvt. Ltd.,
Regd. Office 105 Civil Lines,
Bareilly (U.P.) &
Corp. Off. A-1, Chaudhari Building,
Lalkuan (Nainital) through
its Managing Director Manesh Kumar Agarwal,
S/o Late S.K. Agarwal,
R/o 35-A/7, Rampur Gardens,
Bareilly ……. Petitioner

Versus

The State of Uttaranchal,
through Chief Secretray
(Finance & Financial Institution),
Govt. of U.A.,
Dehradun and others ……. Respondents

Mr. Arvind Vashistha i/b Mr. S. S. Chauhan, Advocate, for the petitioner.
Mr. N.B.Tiwari, Chief Standing Counsel. For the State of Uttaranchal.

Coram: Hon. S.H.Kapadia, C.J.
Hon. M.M.Ghildiyal, J.

Dated: 29.10.2003

PC:

Rule.

Respondents waive service.

In view of the judgment of the Allahabad High Court in case of Tejveer Singh Vs. State of U.P. reported in 1997(29)ALR 68, the petitioner was liable to pay fixed stamp duty at the rate of Rs. 100/- only and not the stamp duty calculated on ad valorem basis.

Accordingly, writ petition is allowed. No order as to costs.

(M.M.Ghildiyal, J.) **(S.H. Kapadia, C.J.)**

AK.